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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/955,211	09/19/2001	Toshiya Aikawa	032163.02	8752
25944	7590	01/30/2004	EXAMINER	
OLIFF & BERRIDGE, PLC P.O. BOX 19928 ALEXANDRIA, VA 22320			CARTER, TIA A	
			ART UNIT	PAPER NUMBER
			2626	
DATE MAILED: 01/30/2004				

5

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	09/955,211	AIKAWA ET AL.	
	Examiner	Art Unit	
	Tia A Carter	2626	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 19 September 2001.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 45-51 is/are pending in the application.
  - 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 45-51 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.
 

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. §§ 119 and 120

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) All b) Some \* c) None of:
    1. Certified copies of the priority documents have been received.
    2. Certified copies of the priority documents have been received in Application No. 09/496,345.
    3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.
- 13) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
  - a) The translation of the foreign language provisional application has been received.
- 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

#### Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s) 3-4.

- 4) Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_ .
- 5) Notice of Informal Patent Application (PTO-152)
- 6) Other: \_\_\_\_\_

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 45-51 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by Parulski et al. (US. 5440401).

Regarding claim 45, Parulski et al. discloses a method for processing a plurality of frames of a film, each film having an image section and a magnetic section, said method comprising:

Prescanning the image sections and the magnetic sections of the film (Fig. 1, col. 3, lines 22-25);

Simultaneously displaying a thumbnail display of display for scanning (Fig. 2, col. 4, lines 24-35); and

Selecting at least one frame from said thumbnail display for scanning (Fig. 3, col. 4, lines 54-60); and

Scanning said at least one selected frame (Fig. 3, col. 4, lines 60-66).

Regarding claim 46, Parulski et al. discloses a method for processing a plurality of frames of a film according to claim 45, wherein said prescanning and said scanning are conducted using a one-dimensional photoelectric converter (Fig. 1-2, col. 5, lines 33-67).

Regarding claim 47, Parulski et al. discloses a method for processing a plurality of frames of a film according to claim 45, further comprising writing a magnetic identification number on the magnetic section of said at least one frame selected for scanning (Fig. 2-3, col. 6, lines 19-32).

Regarding claim 48, Parulski et al. discloses a method for processing a plurality of frames of a film according to claim 45, further comprising changing at least one photographic condition of at least one of said prescanned images before scanning (Fig. 1, col. 3, lines 30-37).

Regarding claim 49, Parulski et al. discloses a method for processing a plurality of frames of a film according to claim 45, further comprising displaying information relating to each magnetic section adjacent each of said plurality of frames displayed on the monitor (Fig. 1, 3, col. 4, lines 24-66).

Regarding claim 50, Parulski et al. discloses a method for processing a plurality of frames of a film according to claim 45, wherein said prescanning step includes prescanning said image sections and prescanning said magnetic sections at a constant speed (Fig. 1, col. 5, lines 4-23).

Regarding claim 51, Parulski et al. discloses a method for processing a plurality of frames of a film according to claim 45, further comprising orienting each image in the thumbnail display in accordance with magnetic display information contained in each magnetic section of the film (Fig. 2, col. 4, lines 24-48)

### ***Conclusion***

1. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Ishibe et al. (US. 6646679), Parulski et al. (US. 5414811), Hayashi et al. (US. 4991004), Konishi et al. (US. 5237156), Kazami et al. (US. 5274418), Mitch (US. 5414779), Toyoda et al. (US. 5543833), Jamzadeh (US. 5369426), and Narita (US. 599276) are cited to show related art with respect

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tia A Carter whose telephone number is 703 - 306-5433. The examiner can normally be reached on M-F (7:00-3:30).

Art Unit: 2626

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kimberly A Williams can be reached on 703-305-4863. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-6056.

Tia A Carter  
Examiner  
Art Unit 2626

  
TAC  
January 22, 2004

  
KIMBERLY WILLIAMS  
SUPERVISORY PATENT EXAMINER